

A DECLARATORY RESOLUTION Confirming the designation of an "Economic Revitalization Area" under I.C. 6-1.1-12.1 for property commonly known as 3101 New Haven Avenue, Fort Wayne, Indiana 46803 (Hercules Machinery Corporation).

WHEREAS, Common Council has previously designated and declared by Declaratory Resolution the following described property as an "Economic Revitalization Area" under Division 6, Article II, Chapter 2 of the Municipal Code of the City of Fort Wayne, Indiana, of 1974, as amended and I.C. 6-1.1-12.1, to wit:

South 307 feet of the East 240 feet fractional West of Birchwood Avenue and North of New Haven Avenue
Part of Lot 28 Bird's Partition of Wayne Township,
Allen County, Indiana.

said property more commonly known as 3101 New Haven Avenue, Fort Wayne, Indiana 46803; and

WHEREAS, said project will create two additional permanent jobs for a total additional annual payroll of \$26,000, with the average new annual job salary being \$13,000; and

WHEREAS, the total estimated project cost is \$50,000; and

WHEREAS, recommendations have been received from the Committee on Finance and the Department of Economic Development concerning said Resolution; and

WHEREAS, notice of the adoption and substance of said Resolution has been published in accordance with I.C. 6-1.1-12.1-2.5 and I.C. 5-3-1 and a public hearing has been conducted on said Resolution; and

WHEREAS, if said Resolution involves an area that has already been designated an allocation area under I.C. 36-7-14-39, The Fort Wayne Redevelopment Commission has adopted a Resolution approving the designation.

1 NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF
2 THE CITY OF FORT WAYNE, INDIANA:

3 SECTION 1. That, the Resolution previously designating
4 the above described property as an "Economic Revitalization
5 Area" is confirmed in all respects.

6 SECTION 2. That, the hereinabove described property is
7 hereby declared an "Economic Revitalization Area" pursuant to
8 I.C. 6-1.1-12.1, said designation to begin on the effective
9 date of this Resolution and continue for a one year period.
10 Said designation shall terminate at the end of that one year
11 period.

12 SECTION 3. That, said designation of the hereinabove
13 described property as an "Economic Revitalization Area" shall
14 apply to a deduction of the assessed value of real estate.

15 SECTION 4. That, the estimate of the number of
16 individuals that will be employed or whose employment will be
17 retained and the estimate of the annual salaries of those
18 individuals and the estimate of the value of redevelopment or
19 rehabilitation all contained in Petitioner's Statement of
20 Benefits are reasonable and are benefits that can be
21 reasonably expected to result from the proposed described
22 redevelopment or rehabilitation.

23 SECTION 5. The current year approximate tax rates for
24 taxing units within the City would be:

25 (a) If the proposed development does not occur, the
26 approximate current year tax rates for this site
27 would be \$8.4519/\$100.

28 (b) If the proposed development does occur and no
29 deduction is granted, the approximate current year
30 tax rate for the site would be \$8.4519/\$100 (the
31 change would be negligible).
32

1 (c) If the proposed development occurs and a deduction
2 percentage of fifty percent (50%) is assumed, the
3 approximate current year tax rate for the site
4 would be \$8.4519/\$100 (the change would be
5 negligible).

6 **SECTION 6.** Pursuant to I.C. 6-1.1-12.1, it is hereby
7 determined that the deduction from the assessed value of the
8 real property shall be for a period of 10 years.

9 **SECTION 7.** The benefits described in the Petitioner's
10 Statement of Benefits can be reasonably expected to result
11 from the project and are sufficient to justify the applicable
12 deductions.

13 **SECTION 8.** For real property, a deduction application
14 must contain a performance report showing the extent to which
15 there has been compliance with the Statement of Benefits form
16 approved by the Fort Wayne Common Council at the time of
17 filing. This report must be submitted to the Allen County
18 Auditor's Office and the City of Fort Wayne's Department of
19 Economic Development and must be included in the deduction
20 application. For subsequent years, the performance report
21 must be updated within sixty days after the end of each year
22 in which the deduction is applicable.

23 **SECTION 9.** The performance report must contain the
24 following information:

- 25 A. The cost and description of real property
26 improvements.
27 B. The number of employees hired through the end of
28 the preceding calendar year as a result of the
29 deduction.
30 C. The total salaries of the employees hired through
31 the end of the preceding calendar year as a result
32 of the deduction.
D. The total number of employees employed at the
facility receiving the deduction.
E. The total assessed value of the real property
deduction.
F. The tax savings resulting from the real property
being abated.

SECTION 10. That, this Resolution shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Member of Council

APPROVED AS TO FORM AND LEGALITY

J. Timothy McCaulay, City Attorney

Read the first time in full and on motion by Delmuth, seconded by _____, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Common Council Conference Room 128, City-County Building, Fort Wayne, Indiana, on Tuesday, the 2nd day of February, 19 93, at 7:00 o'clock P. M., E.S.T.

DATED: 1-12-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Delmuth, seconded by _____, and duly adopted, placed on its passage. PASSED LOST by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	<u>6</u>			<u>3</u>
BRADBURY				<u>1</u>
EDMONDS	<u>1</u>			
GiaQUINTA				<u>1</u>
HENRY	<u>1</u>			
LONG				<u>1</u>
LUNSEY	<u>1</u>			
RAVINE	<u>1</u>			
SCHMIDT	<u>1</u>			
TALARICO	<u>1</u>			

DATED: 2-9-93

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ANNEXATION) (APPROPRIATION) (GENERAL)

(SPECIAL)

(ZONING)

ORDINANCE

RESOLUTION NO. 9-05-93

on the 9th day of February, 19 93

ATTEST:

(SEAL)

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Thomas P. Henry
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 10th day of February, 19 93, at the hour of 11:00 o'clock A. M., E.S.T.

Approved and signed by me this 15th day of February, 19 93, at the hour of 4:15 o'clock P. M., E.S.T.

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Paul Helmke
PAUL HELMKE, MAYOR



THE CITY OF FORT WAYNE

CITY-COUNTY BUILDING • ROOM 122 • FORT WAYNE, INDIANA 46802 • 219-427-1208

SANDRA E. KENNEDY, CITY CLERK

January 13, 1993

Ms. Connie Lambert
Fort Wayne Newspapers, Inc.
600 West Main Street
Fort Wayne, IN 46802

Dear Ms. Lambert:

Please give the attached full coverage on the date of January 16, 1993, in both the News Sentinel and Journal Gazette.

RE: Legal Notice for Common Council
of Fort Wayne, IN

Bill No. R-93-01-08 & R-93-01-09
Economic Revitalization Area

Please send us 3 copies of the Publisher's Affidavit from both newspapers.

Thank you.

Sincerely yours,


Sandra E. Kennedy
City Clerk

SEK/ne
ENCL: 1

NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-93-01-08 AND R-93-01-09)

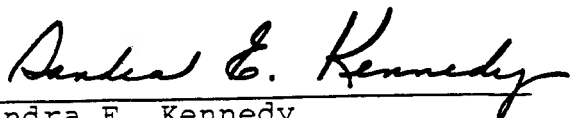
Notice is hereby given that the Common Council of the City
of Fort Wayne, Indiana, approved a Resolution on 1-12-93,
date
designating property at 3101 New Haven Avenue, Fort Wayne, IN
(Hercules Machinery Corporation)

an Economic Revitalization Area. A description of the affected area
can be inspected in the County Assessor's Office.

Common Council will conduct a public hearing on whether
the above described resolution should be confirmed, modified and
confirmed or rescinded on February 2, 1993, at 7:00 P.M., Common
date, time & place
Council Conference Room 128, City-County Bldg., One Main Street,
Fort Wayne, IN

If confirmed, said designation shall continue for one (1) year after
confirmation.

All interested persons are invited to attend and be heard
at the public hearing.


Sandra E. Kennedy
City Clerk

FW Common Council

(Governmental Unit)

To:

The Journal-Gazette

Dr.

P.O. Box 100

Fort Wayne, IN

ALLEN County, Indiana

PUBLISHER'S CLAIM

LINE COUNT

Display Matter (Must not exceed two actual lines, neither of which shall total more than four solid lines of type in which the body of the advertisement is set)
-- number of equivalent lines

Head -- number of lines

Body -- number of lines

Tail -- number of lines

Total number of lines in notice

COMPUTATION OF CHARGES

24 lines, 1 columns wide equals 24 equivalent lines
at .33 cents per line

\$ 7.92

Additional charge for notices containing rule or tabular work
(50 percent of above amount)

Charge for extra proofs of publication (\$1.00 for each proof in excess of two)

1.00

TOTAL AMOUNT OF CLAIM

\$ 8.92

DATA FOR COMPUTING COST

Width of single column 12.5 emsNumber of insertions 1Size of type 6 point

Pursuant to the provisions and penalties of Chapter 155, Acts 1953,

I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

Date: Jan 16, 19 93Title: Clerk

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

NOTICE OF PUBLIC HEARING

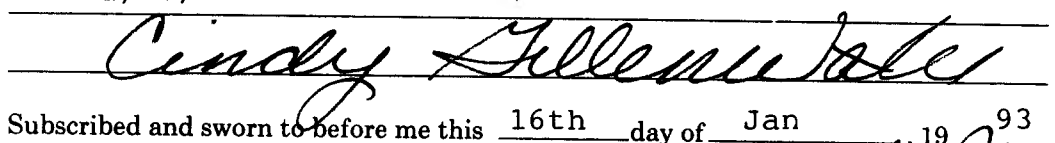
FORT WAYNE

COMMON COUNCIL

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If confirmed, said designation shall continue for one (1) year after confirmation.
All interested persons are invited to attend and be heard at the public hearing.
Sandra E. Kennedy
City Clerk
1-16 #621

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The Journal-Gazette newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time, the dates of publication being as follows:

1/16/93


Subscribed and sworn to before me this 16th day of Jan, 19 93


Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994

FW Common Council

(Governmental Unit)

To: The News-Sentinel Dr.
P.O. Box 100
Fort Wayne, IN

ALLEN County, Indiana

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Cindy Gillenwater
Clerk

Date: Jan 16, 19 93

Title: _____

PUBLISHER'S AFFIDAVIT

State of Indiana)

) ss:

Allen County)

Personally appeared before me, a notary public in and for said county and state, the undersigned Cindy Gillenwater who, being duly sworn, says that he/she is Clerk of the The News-Sentinel newspaper of general circulation printed and published in the English language in the (city) (town) of Fort Wayne, IN in state and county aforesaid, and that the printed matter attached hereto is a true copy, which was duly published in said paper for 1 time _____, the dates of publication being as follows:

1/16/93Subscribed and sworn to before me this 16th day of Jan, 19 93

Shelley R. Larue
Notary Public Whitley County, IN
SHELLEY R. LARUE

My commission expires: March 3, 1994NOTICE OF PUBLIC HEARING
FORT WAYNE
COMMON COUNCIL

(RESOLUTIONS NO. R-93-0108 AND R-93-0109)
Notice is hereby given that the Common Council of the City of Fort Wayne, Indiana, approved a Resolution on 1-12-93 designating property at 3101 New Haven Avenue, Fort Wayne, IN (Hercules Machinery Corporation) an Economic Revitalization Area. A description of the affected area can be inspected in the County Assessor's Office.
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If confirmed, said designation shall continue for one (1) year after confirmation.
All interested persons are invited to attend and be heard at the public hearing.
Jandra E. Kennedy
City Clerk
-16 #821

Admn. Appr. _____

DIGEST SHEET

TITLE OF ORDINANCE Confirming Resolution

DEPARTMENT REQUESTING ORDINANCE Department of Economic Development

SYNOPSIS OF ORDINANCE Hercules Machinery Corporation is requesting a tax abatement in order to construct a two story addition to their existing structure.

9-3-01-09

EFFECT OF PASSAGE Will allow for the creation of 2 new positions.

EFFECT OF NON-PASSAGE Opposite Of above.

MONEY INVOLVED (DIRECT COSTS, EXPENDITURES, SAVINGS) _____

ASSIGNED TO COMMITTEE (PRESIDENT) Mark GiaQuinta

BILL NO. R-93-01-09

REPORT OF THE COMMITTEE ON
FINANCE

ARCHIE L. LUNSEY & DONALD J. SCHMIDT - CO-CHAIRPERSONS
HENRY, EDMONDS, LONG

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (~~ORDINANCE~~) (RESOLUTION) confirming the
designation of an "Economic Revitalization Area" under I.C.
6-1.1-12.1 for property commonly known as 3101 New Haven
Avenue, Fort Wayne, Indiana 46803 (Hercules Machinery
Corporation)

HAVE HAD SAID (~~ORDINANCE~~) (RESOLUTION) UNDER CONSIDERATION
AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID
(~~ORDINANCE~~) (RESOLUTION)

DO PASS

DO NOT PASS

ABSTAIN

NO REC

[Signature: Donald J. Schmidt]
[Signature: Archie L. Lunsey]
[Signature: CR Edmonds]

[Signature: Henry Long]

DATED: 2-9-93

Sandra E. Kennedy
City Clerk